

**TOWNSHIP OF UPPER DEERFIELD**

**ORDINANCE 697**

**ORDINANCE AMENDING CHAPTER 405-62(A)(28)(b)  
OF THE CODE OF THE TOWNSHIP OF UPPER DEERFIELD  
WITH RESPECT TO SEPTIC SYSTEMS**

**WHEREAS**, Section 405-62(A)(28)(b) of the Code of the Township of Upper Deerfield addresses the siting of individual septic systems on properties where no public sanitary sewer system is available; and

**WHEREAS**, septic systems exist throughout the Township of Upper Deerfield, many of which may not have been installed in the front yards of lots on which residential and other uses are located; and

**WHEREAS**, the Township Committee of the Township of Upper Deerfield is desirous of clarifying that septic systems which are already in place need not be relocated to the front yards of such lots when repairs, expansion, or maintenance upon such systems is necessary; and

**WHEREAS**, the Township Committee of the Township of Upper Deerfield believes that the existing language of Section 405-62(A)(28)(b) gives discretion to the Construction Official to allow such systems to remain within the rear yards of premises and lots on which they are presently situated; and

**WHEREAS**, the Township Committee of the Township of Upper Deerfield is desirous of amending the aforesaid section to clarify and to emphasize that exceptions should be liberally given to property owners having septic systems on the rear of the lots when repairs, maintenance, or expansion of such systems are needed;

**NOW THEREFORE BE IT ORDAINED** by the Township Committee of the Township of Upper Deerfield that the last sentence of Section 405-62(A)(28)(b) of the Code of the Township of Upper Deerfield is hereby amended to read as follows: “This requirement can be waived by the Construction Official for reasons such as soil conditions, proximity to ground or surface water, or other pertinent reasons including the need to repair, upgrade, or expand existing septic systems which are located in the rear of lots containing existing structures.”; and

**BE IT FURTHER ORDAINED** by the Township Committee of the Township of Upper Deerfield that in all other respects the provisions of Section 405-62(A)(28) shall remain as heretofore and unaltered by the provisions hereof.

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James Crilley, Chairman

Finally November 1, 2012

Attested:

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Roy J. Spoltore, Township Clerk

First Reading: October 18, 2012

Publication: October 23, 2012

Publication of Final Adoption: November 6, 2012